

**§ 162.039-4**

**46 CFR Ch. I (10-1-10 Edition)**

showing more than traces of slight corrosion, which may be easily wiped off after rinsing with tapwater.

[CGFR 65-9, 30 FR 11487, Sept. 8, 1965, as amended by CGFR 65-64, 31 FR 563, Jan. 18, 1966; CGD 73-73R, 38 FR 27354, Oct. 3, 1973; CGD 77-039, 44 FR 34133, June 14, 1979]

**§ 162.039-4 Marine type label.**

(a) In addition to all other marking, every semiportable extinguisher shall bear a label containing the "marine type" listing manifest issued by a recognized laboratory. This label will include the classification of the extinguisher in accordance with the Coast Guard classification system, and the Coast Guard approval number, thus: "Marine Type USCG Type \_\_\_\_, Size \_\_\_\_, Approval No. 162.039/Ex \_\_\_\_." All such labels are to be obtained from the recognized laboratory and will remain under its control until attached to product found acceptable under its listing and labeling program.

(b) [Reserved]

**§ 162.039-5 Recognized laboratory.**

(a) A recognized laboratory is one which is regularly engaged in the examination, testing, and evaluation of semi-portable fire extinguishers; which has an established factory inspection, listing, and labeling program; and which has special standards for listing and labeling as a "marine type" semiportable fire extinguisher acceptable to the Commandant as approved for use on merchant vessels and motorboats. The following laboratories are recognized, and the semiportable fire extinguishers bearing their "marine type" labels are approved for use on merchant vessels and motorboats:

(1) Underwriters' Laboratories, Inc., mailing address: Post Office Box 247, Northbrook, Ill., 60062.

(2) [Reserved]

(b) [Reserved]

**§ 162.039-6 Examinations, tests, and inspections.**

(a) Full examinations, tests, and inspections to determine the suitability of a product for listing and labeling, and to determine conformance of labeled product to the applicable requirements are conducted by the recognized laboratory. Whenever any work is

being done on components or the assembly of such product, the manufacturer shall notify the recognized laboratory in order that an inspector may be assigned to the factory to conduct such examinations, inspections, and tests as to satisfy himself that the quality assurance program of the manufacturer is satisfactory, and that the labeled product is in conformance with the applicable requirements.

(b) Manufacturers of listed or labeled marine type semiportable fire extinguishers shall maintain quality control of the materials used, manufacturing methods, and the finished product so as to meet the applicable requirements, and shall make sufficient inspections and tests of representative samples of the extinguishers and various components produced to maintain the quality of the finished product. Records of tests conducted by the manufacturer shall be made available to the laboratory inspector or to the Coast Guard marine inspector, or both, for review upon request.

(c) Followup check tests, examinations, and inspections of product listed and labeled as a "marine type" semiportable fire extinguisher acceptable to the Commandant as approved for use on merchant vessels and motorboats may be conducted by the Coast Guard, as well as by the recognized laboratory.

(d) The laboratory inspector, or the Coast Guard merchant marine inspector assigned by the Commander of the District in which the factory is located, or both, shall be admitted to any place in the factory where work is being done on listed or labeled product, and either or both inspectors may take samples of parts or materials entering into construction, of final assemblies, for further examinations, inspections, or tests. The manufacturer shall provide a suitable place and the apparatus necessary for the performance of the tests which are done at the place of manufacture.

**§ 162.039-7 Procedure for listing and labeling.**

(a) Manufacturers having models of extinguishers which they believe are suitable for marine service may make application for listing and labeling of

such product as a “marine type” semiportable fire extinguisher which will be acceptable to the Commandant as approved for use on merchant vessels, by addressing a request directly to a recognized laboratory. The laboratory will inform the submitter as to the requirements for inspections, examinations, and testing necessary for such listing and labeling. All costs in connection with the examinations, tests, and inspections, listings and labelings are payable by the manufacturer.

(b) [Reserved]

**§ 162.039-8 Termination of listing or labeling.**

(a) Listing or labeling as a marine type semiportable fire extinguisher acceptable to the Commandant as approved for use on inspected vessels or motorboats may be terminated, withdrawn, canceled, or suspended by written notice to the recognized laboratory from the Commandant, or by written notice to the manufacturer from the recognized laboratory or from the Commandant under the following conditions:

- (1) When the manufacturer does not desire to retain the service.
- (2) When the listed product is no longer being manufactured.
- (3) When the manufacturer’s own program does not provide suitable assurance of the quality of the listed or labeled product being manufactured.
- (4) When the product manufactured no longer conforms to the current applicable requirements.

(b) [Reserved]

**Subpart 162.050—Pollution Prevention Equipment**

SOURCE: CGD 76-088a, 44 FR 53359, Sept. 13, 1979, unless otherwise noted.

**§ 162.050-1 Scope.**

(a) This subpart contains—

- (1) Procedures for approval of 15 ppm separators, oil content meters, and bilge alarms.
- (2) Design specifications for this equipment;
- (3) Tests required for approval;

(4) Procedures for obtaining designation as a facility authorized to conduct approval tests;

(5) Marking requirements; and

(6) Factory inspection procedures.

(b) [Reserved]

[CGD 76-088a, 44 FR 53359, Sept. 13, 1979, as amended by USCG-2004-18939, 74 FR 3382, Jan. 16, 2009]

**§ 162.050-3 Definitions.**

As used in this subpart—

*15 ppm separator* means a separator that is designed to remove enough oil from an oil-water mixture to provide a resulting mixture that has an oil concentration of 15 ppm or less.

*Bilge alarm* means an instrument that is designed to measure the oil content of oily mixtures from machinery space bilges and fuel oil tanks that carry ballast and activate an alarm at a set concentration limit and record date, time, alarm status, and operating status of the 15 ppm separator.

*Independent laboratory* means a laboratory that—

(1) Has the equipment and procedures necessary to approve the electrical components described in §§ 162.050-21(b) and 162.050-25(c), or to conduct the test described in § 162.050-37(a); and

(2) Is not owned or controlled by a manufacturer, supplier, or vendor of separators, oil content meters, or bilge alarms.

*Oil content meter* or *meter* means a component of the oil discharge monitoring and control system that is designed to measure the oil content of cargo residues from cargo tanks and oily mixtures combined with these residues.

*PPM* means parts per million by volume of oil in water.

*Response time* means the time elapsed between an alteration in the sample being supplied to the bilge alarm and the ppm display showing the correct response.

[USCG-2004-18939, 74 FR 3382, Jan. 16, 2009]

**§ 162.050-4 Incorporation by reference: Where can I get a copy of the publications mentioned in this part?**

(a) Certain material is incorporated by reference into this subpart with the approval of the Director of the Federal Register under 5 U.S.C. 552(a) and 1